

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

SCOTT ANDREW WITZKE,

Petitioner,

Case No. 21-cv-10319  
Hon. Matthew F. Leitman

v.

MICHAEL J. BOUCHARD,

Respondent.

/

---

**ORDER DENYING PETITION FOR A WRIT OF HABEAS  
CORPUS (ECF # 1) AND DENYING PETITIONER'S ORAL  
MOTION FOR A CERTIFICATE OF APPEALABILITY**

Petitioner Scott Andrew Witzke is currently facing criminal charges in state court and is a pre-trial detainee in the Oakland County Jail. Witzke was originally granted bond by a Judge of the 47<sup>th</sup> District Court, but he was incarcerated when a Judge of the Oakland County Circuit Court later revoked his bond. (See Pet., ECF No. 1.) Witzke insists that the Judge of the Circuit Court violated his right to due process when the Judge revoked his bond. (See *id.*) On January 28, 2021, Witzke filed a petition for a writ of habeas corpus in this Court pursuant to 28 U.S.C. §

2241.<sup>1</sup> (*See id.*) In the petition, Witzke seeks an order reinstating his state court bond.

On April 6, 2021, the Court held a hearing on Witzke's petition. For the reasons stated on the record, the petition is DENIED.

Finally, during the hearing, Witzke also made an oral motion for a certificate of appealability. For the reasons stated on the record, this motion is also DENIED.

**IT IS SO ORDERED.**

s/Matthew F. Leitman

MATTHEW F. LEITMAN

UNITED STATES DISTRICT JUDGE

Dated: April 7, 2021

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on April 7, 2021, by electronic means and/or ordinary mail.

s/Holly A. Monda

Case Manager

(810) 341-9764

---

<sup>1</sup> The Clerk of the Court received the petition on February 8, 2020 (*see* Pet, ECF No. 1, PageID.60), and it was and filed on this Court's docket on February 12, 2021. (*See* Dkt.)